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December 13, 2024

VIA ECOURTS FILING

Honorable Paul A. Engelmayer, U.S.D.J.
 United States District Court for the Southern District of New York
 Thurgood Marshall
 United States Courthouse
 40 Foley Square
 New York, NY 10007

RE: COLONY INSURANCE VS. OZ SOLUTIONS, ET AL.

Our File No. : 94403a SME
 Docket No. : 1:24-CV-01935

Dear Judge Engelmayer:

This office represents Plaintiff Colony Insurance in this matter. There is a telephonic Case Management Conference scheduled in this matter for December 17, 2024 at 3 p.m. with Your Honor. With consent of all counsel, it is respectfully requested that the December 17th Conference be adjourned, and the Court enter the attached Amended Civil Case Management Plan and Scheduling Order for the following reasons.

Recently, there was a settlement reached in principle during mediation between the plaintiff and the developer and general contractor in the underlying construction defect case. A follow-up mediation session is scheduled for January 15, 2025 at which time, the developer and general contractor hope to resolve its third-party claims against the various subcontractors, including Oz Solutions, a defendant in this matter.

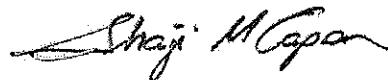
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It is possible that a settlement on January 15 involving Oz Solutions could resolve some or all of the coverage disputes at issue in this matter. Additionally, certain parties have not completed their respective document productions as they would like to make certain that the Proposed Protective Order [ECF. No. 76] is satisfactory to the Court. Consequently, the parties are submitting the Amended Civil Case Management Plan and Scheduling Order to allow the parties to complete discovery if there is no global resolution on January 15.

Accordingly, the parties respectfully request the Court adjourn the December 17, 2024 Case Management Conference and enter the attached Amended Civil Case Management Plan and Scheduling Order. This is the first request for the adjournment of the December 17th Case Management Conference.

Respectfully submitted,

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Enclosure: Amended Civil Case Management Plan and Scheduling Order

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The Court thanks the parties for this update and welcomes
the interest in settling the matter. The telephonic case management
conference is hereby adjourned until **March 25, 2025, at 2 p.m.**

SO ORDERED.



PAUL A. ENGELMAYER
United States District Judge

Date: December 13, 2024